UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b)

Attorney Docket No.: 2003 1572

First Named Inventor: Sadao MIZUNO et al.

Title: CONVERGING ELEMENT, OPTICAL HEAD, AND APPARATUS AND METHOD OF OPTICALLY RECORDING AND REPRODUCING INFORMATION

Express Mail Label No.:

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

Commissioner for Patents ADDRESS TO:

P.O. Box 1450

Alexandria, VA 22313-1450

1. [X] Fee Transmittal Form

(Submit an original, and a duplicate for fee processing)

program (Appendix)

2. [] Small Entity Status is hereby asserted.

[Total Pages: 112]

Specification 3. [x]

(preferred arrangement set forth below) - Descriptive title of the Invention

- Cross References to Related Applications

Statement Regarding Fed sponsored R & D

Reference to Sequence Listing, a table, or a computer program listing appendix.

- Background of the Invention

- Brief Summary of the Invention

- Brief Description of the Drawings (if filed)

- Detailed Description

- Claim(s)

- Abstract of the Disclosure

[Total Sheets: 34]

[Total Pages : 3]

5. [x] Oath or Declaration

a.1. [] Newly executed (original or copy)

a.2. [] Unexecuted

4. [x] Drawing(s) (35 USC 113)

[x] Copy from a prior application(37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed)

i. [] DELETION OF INVENTOR(S)

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. [] Application Data Sheet (see 37 CFR 1.76)

7. [] CD-ROM or CD-R in duplicate, large table or computer

8. [] Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

a. [] Computer Readable Form

b. Specification Sequence Listing on:

i. [] CD-ROM or CD-R (2 copies); or

ii. [] Paper

c. [] The paper and computer readable copies are identical

ACCOMPANYING APPLICATION PARTS

9. [] Assignment Papers (cover sheet & document(s))

10. [] 37 CFR 3.73(b) Statement (when there is an assignee)

[] Power of Attorney

11. [] English Translation Document (if applicable)

12. [X] Information Disclosure Statement (IDS)/PTO-1449

[] Copies of IDS Citations

13. [X] Preliminary Amendment 14. [X] Return Receipt Postcard (MPEP 503) (Should be specifically itemized

15. [] Certified Copy of Priority Document(s) (if foreign priority is claimed)

16. [] Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i).

Applicant must attach form PTO/SB/35 or its equivalent.

17. [X] Other CLAIM OF PRIORITY UNDER 35 USC 119 (parent application)

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below, and in a preliminary amendment, or in an Application Data Sheet:

[] Continuation

[X] Divisional

[] Continuation-in-part (CIP)

of prior application No. 09/700,343

Prior Application Information Examiner N. Hindi

Group Art Unit2655

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 🚯 s considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference therein. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

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WENDEROTH, LIND & PONACK, L.L.P. 2033 "K" Street, N.W., Suite 800 Washington, D.C. 20006-1021 Phone: (202) 721-8200 Fax:(202) 721-8250

October 29, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Sadao MIZUNO et al. Serial No. NEW Attn: APPLICATION BRANCH Filed October 29, 2003 Attorney Docket No. 2003 1572 CONVERGING ELEMENT, OPTICAL HEAD, AND APPARATUS AND METHOD OF OPTICALLY RECORDING AND REPRODUCING INFORMATION (Rule 1.53(b) Divisional of Serial No. 09/700,343, Filed November 14, 2000) PATENT OFFICE FEE TRANSMITTAL FORM Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir: Attached hereto is a check in the amount of \$770.00 to cover Patent Office fees relating to filing the following attached papers: Rule 53(b) application\$770.00 A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance. The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications. Respectfully submitted, Sadao MIZUNO et al. Michael S Huppert Registration No. 40,268 Attorney for Applicants MSH/kif WENDEROTH, LIND & PONACK, L.L.P. 2033 K St., N.W., Suite 800

Washington, D.C. 20006-1021 Telephone (202) 721-8200 October 29, 2003

[Check No. <u>58449</u>

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